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7 Larry Williamson, M.D.

8 UNITED STATES DISTRICT COURT  
9 DISTRICT OF NEVADA

10 JOSHUA CRITTENDON,  
11

12 Plaintiff,

13 vs.  
14

15 JOSEPH LOMBARDO, *et al.*,

16 Defendants.  
17

CASE NO. 2:17-cv-01700-RFB-BNW

**STATUS REPORT**

18  
19 Plaintiff Joshua Crittendon, by and through his counsel of record, Seth M.  
20 Strickland, Defendants Las Vegas Metropolitan Police Department, Rogers, Sanchez,  
21 Torres, Brown, Patimeteeporn, Senior, Trost, Verduzco, Binko, Reynolds, Johnson and  
22 Williams (the "LVMPD Defendants") by and through their counsel of record, Nick D.  
23 Crosby and Jackie Nichols of Marquis Aurbach Coffing, and Defendant Larry Williamson,  
24 M.D., by and through his attorneys of record, S. Brent Vogel and Katherine J. Gordon of  
25 Lewis Brisbois Bisgaard & Smith LLP, hereby submit their Status Report with updated  
26 requested discovery dates.

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4819-3806-3536.1

1 On December 23, 2019, counsel for the parties participated in a conference to  
2 discuss whether discovery should be extended, the length of an extension, and  
3 corresponding new discovery deadlines. As a result of the conference, counsel agreed to  
4 the information set forth below. The Status Report is separated into two portions  
5 according to Plaintiff's claims; *i.e.* (1) the "LVMPD Claims", and (2) the "Medical  
6 Claims", as bifurcated by the Honorable Richard F. Boulware in ECF No. 136.

7 **I.**

8 **THE LVMPD CLAIMS**

9 **A. Discovery**

10 Discovery is closed. Plaintiff reserves the right to file a request with the Court to  
11 reopen discovery.

12 **B. Disclosures**

13 Counsel for Plaintiff was recently appointed. Counsel for the LVMPD Defendants  
14 has provided Plaintiff's counsel their prior disclosures submitted pursuant to Fed. R. Civ.  
15 P. 26. Counsel for the LVMPD Defendants will also forward Plaintiff counsel copies of  
16 all written discovery exchanged between the LVMPD Defendants and Plaintiff.

17 **C. Dispositive Motions**

18 The LVMPD Defendants previously filed a Motion for Summary Judgment [ECF  
19 No. 150] which was denied by the Court without prejudice to allow time for counsel to be  
20 appointed for Plaintiff. In order to provide Plaintiff counsel time to review the prior  
21 disclosures and written discovery, a new due date for dispositive motions is provided, to  
22 expire on *Thursday, April 2, 2020* (which is 90 days from the date of this Status Report  
23 and stipulation).

24 **II.**

25 **THE MEDICAL CLAIMS**

26 **A. Discovery**

27 This matter, including discovery, remains stayed until Plaintiff files his anticipated  
28 second amended complaint which, according to the Court, is to contain "an affidavit as it

1 relates to Defendant Williamson and the medical malpractice claim previously raised”  
2 pursuant to N.R.S. 41A.071. [ECF No. 136].

3 The parties agree that Plaintiff will have an additional 30 days, from the date of this  
4 Status Report and stipulation, to file a second amended complaint. The new due date for a  
5 second amended complaint is *Monday, February 3, 2020*.

6 The parties further agree to a new discovery deadline of 180 days after Plaintiff files  
7 a second amended complaint. Counsel for Plaintiff and Dr. Williamson agree to file an  
8 Updated Status Report and Proposed Discovery Plan Regarding the Medical Claims  
9 following the filing of Plaintiff’s second amended complaint which will provide an exact  
10 discovery cut-off date.

11 **B. Disclosures**

12 Counsel for Plaintiff was recently appointed. Counsel for Dr. Williamson will  
13 forward Plaintiff counsel his prior disclosures submitted pursuant to Fed. R. Civ. P. 26.  
14 Counsel for Dr. Williamson will also forward Plaintiff counsel copies of all written  
15 discovery exchanged between Dr. Williamson and Plaintiff.

16 **C. Experts**

17 Pursuant to Fed. R. Civ. P. 26(a)(2) and L.R. 26-1(b)(3), the parties agree the due  
18 date for initial expert disclosures shall be 60 days before the discovery cut-off date and that  
19 rebuttal expert disclosures shall be made 30 days after the initial disclosure of experts.  
20 Counsel for Plaintiff and Dr. Williamson agree to file an Updated Status Report and  
21 Proposed Discovery Plan Regarding the Medical Claims following the filing of Plaintiff’s  
22 second amended complaint which will provide specific due dates for initial and rebuttal  
23 expert disclosures.

24 **D. Dispositive Motions**

25 The deadline for filing dispositive motions will be 30 days after the discovery cut-  
26 off date pursuant to L.R. 26-1(b)(4). Counsel for Plaintiff and Dr. Williamson agree to file  
27 an Updated Status Report and Proposed Discovery Plan Regarding the Medical Claims

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following the filing of Plaintiff's second amended complaint which will provide an exact due date for dispositive motions.

Dated this 30<sup>th</sup> day of December 2019

Dated this 30<sup>th</sup> day of December 2019

LEWIS BRISBOIS BISGARRD & SMITH LLP

*/s/ Seth M. Strickland*

*/s/ Katherine J. Gordon*

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Dated this 30<sup>th</sup> day of December 2019

MARQUIS AURBACH COFFING

*/s/ Jackie V. Nichols*

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Patimeteeporn, Senior, Trost,  
Verduzco, Binko, Reynolds, Johnson  
and Williams*

**IT IS SO ORDERED**

**DATED: December 31, 2019**



**BRENDA WEKSLER**

**UNITED STATES MAGISTRATE JUDGE**

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**CERTIFICATE OF SERVICE**

Pursuant to FRCP 5(b), I certify that I am an employee of LEWIS BRISBOIS BISGAARD & SMITH LLP, and that on this 30<sup>th</sup> day of December 2019., I did cause a true and correct copy of **STATUS REPORT** to be served via electronic service by the U.S. District Court CM/ECF system to the parties on the Electronic Filing System:

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*Johnson and Williams*

By /s/ Johana Whitbeck  
An Employee of LEWIS BRISBOIS  
BISGAARD & SMITH LLP